

## MINUTES

FILED IN THE  
UNITED STATES DISTRICT COURT  
DISTRICT OF HAWAII

April 6, 2007 4:30 pm

SUE BEITIA, CLERK

CASE NUMBER: CR 04-00197HG-004  
CASE NAME: UNITED STATES OF AMERICA v. (04) FRANCISCO  
JAVIER OROZCO  
ATTYS FOR PLA: Loretta A. Sheehan, AUSA  
Jesse S. Fourmy, Case Agent, DEA  
ATTYS FOR DEFT: Barry D. Edwards, Esq.  
INTERPRETER: Miguel Saibene (previously sworn in)

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JUDGE: Helen Gillmor

REPORTER: Cynthia Fazio

DATE: April 6, 2007

TIME: 10:00 - 12:20

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COURT ACTION: DEFENDANT (04) FRANCISCO JAVIER OROZCO'S MOTION  
TO SUPPRESS EVIDENCE -

Defendant is present in custody.

10:12 a.m. - CST Carlos Gomez.  
10:34 a.m. - Cross-examination of Carlos Gomez.  
10:59 a.m. - Re-direct examination of Carlos Gomez.  
11:00 a.m. - Re-cross examination of Carlos Gomez.  
11:01 a.m. - Recess  
11:15 a.m. - CST John W. Cater.  
11:32 a.m. - Cross-examination of John W. Cater  
11:37 a.m. - Re-direct examination of John W. Cater.  
11:38 a.m. - Re-cross examination of John W. Cater.  
11:39 a.m. - CST Jesse S. Fourmy.  
11:57 a.m. - Cross-examination of Jesse S. Fourmy.  
12:01 p.m. - Government's argument.  
12:09 p.m. - Defendant's argument.  
12:17 p.m. - Government's further argument.

Admitted Exhibits: Government's Exhibits 1, 3, 2, 4, 5

Admitted Exhibits: Defendant's Exhibits 7, 6

(Government Exhibit 1 - Fed Ex airbill of parcel, recipient Francisco Orozco)

(Government Exhibit 3 - photograph of red Coleman cooler with cash and paper at the bottom)

(Government Exhibit 2 - Fed Ex airbill of parcel, recipient Mat Rubio)

(Government Exhibit 4 - Fed Ex computer generated airbill, recipient Mat Rubio)

(Government Exhibit 5 - search warrant issued under Mag. No. 03-0030 LEK)

(Defendant Exhibit 7 - L.A. Impact receipt dated 1/14/03 (illegible name))

(Defendant Exhibit 6 - L.A. Impact receipt dated 1/14/03 signed by Carlos Gomez)

With respect to the second Fed Ex parcel, the Motion to Suppress is DENIED. The remainder of the Motion to Suppress is taken under submission. A written order will issue.

Representations by counsel on trial time:

The United States: 1 to 2 weeks

Submitted by: Mary Rose Feria, Courtroom Manager